

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

February 23, 2007

DIVISION ONE

B188186 Carlton Price III et al. (Not for Publication)
 v.
 Carlton Price II

The judgment is affirmed. Respondent(s) to recover costs.

Vogel (Miriam A.), J.

We concur: Mallano, Acting P.J.
 Rothschild, J.

B186944 Karen Daily (Not for Publication)
 v.
 Robert E. Racine et al.

The judgment is affirmed. Racine is entitled to costs of appeal.

Vogel (Miriam A.), J.

We concur: Mallano, Acting P.J.
 Jackson, J. (Assigned)

DIVISION TWO

Court convened at 9:00 a.m.

Present: Boren, P.J., Doi Todd, J., Ashmann-Gerst, J., Chavez, J. and Joyce Hatter,
Deputy Clerk.

DIVISION TWO (Continued)

Each of the following:

B193722 People v. Garay
B191811 People v. Jenkins

Argument waived, cause submitted.

B191143 Eiseman, et al.
 v.
 Power Toyota Irvine, et al.

Merits:

Argued by Jeanne Tollison for respondents. Counsel for appellant waived oral argument. Cause submitted.

B188593 People
 v.
 Brewster

Merits:

Argued by Kevin Sheehy for appellant and by Linda Johnson, Deputy Attorney General for respondent. Cause submitted.

B188030 Park, et al.
 v.
 Landmark Equity Management, Inc., et al.

Merits:

Argued by Victor Jacobvitz for appellants and by J. Alan Warfield for respondents. Cause submitted.

DIVISION TWO (Continued)

B188973 Glenmat Properties LLC
 v.
 Pioneer Center LLC et al.

Merits:

Argued by Andrea Breuer for appellant and by Bruce Miroglio for respondents. Cause submitted.

B189897 Hollywood Commercial Realty, Inc.
 v.
 Sands

Merits:

Argued by Michael Rogers for respondent/appellant, Hollywood Commercial Realty Inc. and by Bruce Altshuler for appellant/respondent, Sands. Cause submitted.

B186724 Dougherty
 v.
 Daniel Freeman Hospital et al.

Merits:

Argued by Larry Johnson for appellant, by Mark Hirschberg for respondent Daniel Freeman, and by Joseph Fagundes for respondent Hoffner. Cause submitted.

B183817 Bedran et al.
 v.
 American Express Travel Related Services Co.;
 De Julius et al.

Merits:

Argued by Gerald Strenio for appellants, by Brian Rishwain for respondents Bedran et al. and by Andrew Moritz for respondent American Express Travel Related Services Co. Cause submitted.

February 23, 2007 (Continued)

DIVISION TWO (Continued)

Court adjourned.

DIVISION THREE

[illegible]

The judgment is reversed with directions to enter a new judgment denying any relief to either party. The parties shall bear their respective costs and attorney fees on appeal.

Klein, P.J.

We concur: Croskey, J.
 Kitching, J.

B187091 Ngai (Not for Publication)
v.
Valencia, et al.

The summary judgment is reversed and the cause is remanded for further proceedings consistent with the views expressed herein. Costs on appeal to plaintiff.

Croskey, J.

We concur: Klein, P.J.
Kitching, J.

February 23, 2007 (Continued)

DIVISION THREE (Continued)

[illegible]

The judgment is affirmed.

Croskey, J.

We concur: Klein, P.J.
Kitching, J.

DIVISION FIVE

B196130 Kristel Crews
v.
Lawrence Fishburne, et al.,

Filed order granting motion to dismiss appeal. Appeal (notice of appeal filed January 9, 2007) as to the sanctions order only is dismissed.

DIVISION SIX

B186172 O'Kun
v.
State Farm General Insurance Co.

Filed order denying petition for rehearing.

DIVISION SIX (Continued)

B185390 Betouliere (Not for Publication)
 v.
 Bauman

We reverse the trial court's order of June 23, 2005, granting the Betoulieres' motion for relief under section 473 and the order of July 15, 2005, denying Bauman's motion for appellate attorney's fees and costs. We remand this case with instructions to deny the Betoulieres' motion for relief under section 473, to grant Bauman's motion for an award of appellate attorney's fees and costs incurred in successfully prosecuting *Bauman I*, and to award Bauman reasonable appellate attorney's fees and costs incurred in successfully prosecuting the instant appeal.

Coffee, J.

We concur: Yegan, Acting P.J.
 Perren, J.

DIVISION SEVEN

B194342 Stephan
 v.
 Waldorf

B196227 Stephan
 v.
 Waldorf

Consolidating the above appeals and refiling all documents and orders under B194342.

DIVISION EIGHT

B187665 Voelker, (Not for Publication)
v.
Morales,

The judgment is affirmed. Respondent is to recover his costs on appeal.

Flier, J.

We concur: Cooper, P.J.
Rubin, J.

B179338 Silverbrand (Not for Publication)
v.
State of California et al.,

The judgment is affirmed as to appellant's fifth cause of action and reversed as to the third, fourth and sixth causes of action. The parties are to bear their own costs on appeal.

Flier, J.

We concur: Cooper, P.J.
Boland, J.